

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

AMAZON.COM, INC.,

Defendant.

**Case No. 2:14-cv-01038-JCC**

**STIPULATION AND [PROPOSED]  
ORDER TO SET DEADLINE FOR  
MONETARY RELIEF**

**NOTE ON MOTION CALENDAR:  
April 26, 2017**

STIPULATION AND ORDER TO SET  
DEADLINE FOR MONETARY RELIEF  
Case No. 2:14-cv-01038-JCC

Federal Trade Commission  
600 Pennsylvania Avenue N.W.  
Washington, DC 20580  
(312) 960-5614

1 Plaintiff Federal Trade Commission (“FTC”) and Defendant Amazon.com, Inc.  
 2 (“Amazon”) stipulate as follows in order to reset the start date of the Consumer Redress Period  
 3 in light of the parties’ voluntary dismissal of their Ninth Circuit appeal and cross-appeal on  
 4 April 4, 2017:

5 1. The Court’s Order Determining Monetary Relief (the “Order”) (Dkt. No. 287)  
 6 prescribed that Amazon was to begin the notice-and-claims procedure prescribed by that Order at  
 7 the start of a “Consumer Redress Period,” defined as the twelve-month period beginning “upon  
 8 the later of (1) January 31, 2017, or (2) 90 days after the entry of this Order.” Because the Order  
 9 was entered on November 10, 2016, the original applicable deadline for Amazon to begin the  
 10 notice-and-claims procedure was 90 days after the entry of the Order: February 8, 2017.

11 2. On January 6, 2017, the FTC filed a Notice of Appeal (Dkt. No. 289) of the  
 12 Court’s Order Granting Amazon’s Motion for Partial Summary Judgment (Dkt. No. 224).

13 3. On January 19, Amazon filed a Notice of Cross-Appeal (Dkt. No. 291), which  
 14 included appeal of the Court’s Order Granting (in Part) the FTC’s Motion for Summary  
 15 Judgment (Dkt. No. 224).

16 4. Also on January 19, Amazon moved to stay the Order and the notice-and-claims  
 17 procedure it required (Dkt. No. 292), and on February 23, the Court granted Amazon’s motion  
 18 and stayed the implementation of the notice-and-claims procedure until the completion of the  
 19 parties’ appeals. (Dkt. No. 309.)

20 5. As part of a compromise resolution, the parties jointly dismissed their respective  
 21 appeals on April 4, 2017 (*see* Dkt. No. 313) and reached agreement on certain aspects of the  
 22 notice-and-claims process.

23 6. The compromise resolution requires Amazon to develop, implement, and test  
 24 modifications to Amazon’s currently designed notice-and-claims process.

25 7. Accordingly, the parties have stipulated that Amazon will have until June 1, 2017,  
 26 to commence the notice-and-claims procedure in order to allow Amazon to make the necessary

changes to the procedure. The date of launch of the notice-and-claims procedure will constitute the start of the 12-month “Consumer Redress Period” under the Court’s Order.

8. Amazon has agreed to notify the FTC seven (7) days before the date on which it launches the notice-and-claims procedure.

Dated: April 26, 2017

FEDERAL TRADE COMMISSION

s/ Katharine Roller

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**[PROPOSED] ORDER SETTING DEADLINE FOR MONETARY RELIEF**

Based on the foregoing stipulation, IT IS SO ORDERED.

Amazon shall have until June 1, 2017, to commence the notice-and-claims procedure defined in this Court's November 10, 2016 Order (Dkt. 287). The date of launch of the notice-and-claims procedure shall constitute the start of the twelve-month "Consumer Redress Period" under the Order. Amazon is to notify FTC counsel no less than seven (7) days before it initiates the notice-and-claims procedure.

DATED: \_\_\_\_\_

\_\_\_\_\_  
The Honorable John C. Coughenour  
United States District Court Judge

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**CERTIFICATE OF SERVICE**

I, Katharine Roller, certify that on April 26, 2017, I electronically filed the foregoing Stipulation and [Proposed] Order to Set Deadline for Monetary Relief with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to counsel of record.

By: /s/ Katharine Roller  
Katharine Roller

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